

REPORT OF THE COMMITTEE ON
ENGROSSED BILLS

Committee Room,
Austin, Texas, February 3, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 15, To grant Mrs. E. L.
Kitchens permission to sue the State.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

FIFTEENTH DAY

(Thursday, February 4, 1937)

The House met at 10:00 o'clock a.
m., pursuant to adjournment, and was
called to order by Hon. R. Emmett
Morse, of Harris County.

The roll of the House was called,
and the following Members were present:

| | |
|-------------------|-------------------|
| Mr. Speaker | Felty |
| Adkins | Fielden |
| Alexander | Fox |
| Alsup | Gibson |
| Amos | Graves |
| Baker | Hamilton |
| Bates | Hankamer |
| Beckworth | Hanna |
| Bell | Harbin |
| Blankenship | Hardin |
| Boethel | Harper |
| Bond | Harris of Archer |
| Boyer | Harris of Dallas |
| Bradbury | Harris of Dickens |
| Bradford | Hartzog |
| Bridgers | Heflin |
| Broadfoot | Herzik |
| Brown | Holland |
| Burton | Hoskins |
| Callan | Howard |
| Carssow | Huddleston |
| Cathey | Hull |
| Cleveland | Jackson |
| Colquitt | James |
| Davis of Haskell | Johnson of Ellis |
| Davis of Jasper | Johnson |
| Davison of Fisher | of Tarrant |
| Davisson | Jones of Angelina |
| of Eastland | Jones of Atascosa |
| Dean | Jones of Falls |
| Derden | Jones of Wise |
| Dickson | Keith |
| Dollins | Kelt |
| England | Kenyon |
| Farmer | Kern |

| | |
|--------------------|------------------|
| King | Reader |
| Knetsch | Reed of Bowie |
| Langdon | Reed of Dallas |
| Lankford | Rhodes |
| Lanning | Riddle |
| Leath | Roark |
| Leonard | Ross |
| Loggins | Russell |
| London | Rutta |
| Mann | Schuenemann |
| Mauritz | Settle |
| Mays | Sewell |
| McConnell | Sharpe |
| McCracken | Shell |
| McFarland | Simpson |
| McDonald | Skaggs |
| McKee | Smith of Hopkins |
| McKinney | Smith |
| Metcalfe | of Matagorda |
| Moffett | Smith of Tarrant |
| Monkhouse | Stevenson |
| Morris | Stinson |
| Morse | Stocks |
| Newton | Talbert |
| Nicholson | Tarwater |
| Oliver | Tennant |
| Palmer | Tennyson |
| Patterson of Mills | Thornberry |
| Patterson | Thornton |
| of Travis | Vale |
| Petsch | Waggoner |
| Pope | Walker |
| Powell | Weldon |
| Prescott | Winfree |
| Quinn | Wood |
| Ragsdale | Worley |

Absent—Excused

| | |
|-----------|-------------|
| Cagle | Keefe |
| Celaya | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |
| Hyder | |

A quorum was announced present.

Rev. George W. Coltrin, Chaplain,
offered prayer.

COMMUNICATION FROM HONOR-
ABLE R. W. CALVERT

The Chair laid before the House,
and had read the following communica-
tion:

February 3, 1937.

Mrs. Louise Snow Phinney, Chief
Clerk, House of Representatives.

Dear Mrs. Phinney:

During my absence from Austin and
the House on Thursday, I hereby desig-
nate Honorable R. Emmett Morse to
preside in my absence.

Very truly yours,

R. W. CALVERT, Speaker.

LEAVES OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Celaya for today, on motion of Mr. Jones of Falls.

The following Members were granted leaves of absence on account of illness:

Mr. Lucas for today, on motion of Mr. McFarland.

Mr. Deglandon for today, on motion of Mr. Callan.

Mr. Keefe for today, on motion of Mr. Jones of Wise.

Mr. Little for today, on motion of Mr. Dean.

Mr. Cagle for today, on motion of Mr. Derden.

Mr. Harrell for today, on motion of Mr. Simpson.

Mr. Westbrook for today, on motion of Mr. Oliver.

Mr. Davis of Haskell for this morning, on motion of Mr. McFarland.

Mr. Hyder for today, on motion of Mr. Settle.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Davison of Fisher (by request):

H. B. No. 415, A bill to be entitled "An Act to amend Article 2889a, of Subdivision 2 of Title 49, Revised Civil Statutes of the State of Texas, 1925, relating to Special Teachers Certificates, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Davison of Fisher:

H. B. No. 416, A bill to be entitled "An Act amending Article No. 1048, Title No. 28, of the General Statutes of the State of Texas; providing for the appointing and sitting as a Board of Equalization for cities and towns of the State of Texas, so as to allow members of the City Council to sit on the Board of Equalization, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Davison of Fisher:

H. B. No. 417, A bill to be entitled "An Act authorizing a District Court to proceed to trial at the instance of either party to the suit, where there are as many as twenty-five parties to said suit, even though some parties who have, or claim an interest in the subject matter involved in said suit, are not made parties thereto, and providing that said judgment so rendered shall be binding on the parties to said suit, but shall in no way affect those not joined or dismissed from said suit, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Cathey, Mr. Morris, Mr. Fielden, Mr. Davis of Haskell, Mr. James, Mr. Loggins, Mr. Hardin, Mr. Huddleston, Mr. Dollins, Mr. Farmer, Mr. Adkins, Mr. Newton, Mr. Reed of Bowie, Mr. Smith of Hopkins, Mr. Leath, Mr. Palmer, Mr. Johnson of Tarrant, Mr. Wood, Mr. McKee, Mr. Beckworth, Mr. Johnson of Ellis, Mr. Kern, Mr. Amos, Mr. Bradbury, Mr. Prescott, Mr. Broadfoot, Mr. Cleveland, Mr. Hamilton, Mr. Simpson, Mr. Harrell, Mr. Oliver, Mr. Deglandon, Mr. Sharpe, Mr. Weldon, Mr. Bridgers, Mr. Harper, Mr. Alsup, Mr. Lankford, Mr. Ross, Mr. Skaggs, Mr. Shell, Mr. Ragsdale, Mr. Waggoner, Mr. Hankamer, Mr. Mauritz, Mr. Harris of Dickens, Mr. Sewell, Mr. Tennant, Mr. Lanning, Mr. Tarwater, Mr. Baker, Mr. Worley, Mr. Lucas, Mr. Mays, Mr. Dean, Mr. Metcalfe, Mr. Jones of Falls, Mr. Knetsch and Mr. Hopkins:

H. B. No. 418, A bill to be entitled "An Act providing that the local Bar Association in each county, or the District Judge in any county where no Bar Association is organized, may make exceptions to the rules of the Supreme Court of this State relating to Educational requirements and the period of registration required of persons applying to take the State Bar Examination, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Lanning:

H. B. No. 419, A bill to be entitled "An Act to amend Title 128 by adding 7880-125a; to provide that property or land sold, leased for grazing, pasturage, agricultural purposes, oil, gas, or mining by any Water Control and Improvement District shall be by sealed bids and awarded to the highest bid,

providing for the advertisement and method of award."

Referred to the Committee on Conservation and Reclamation.

By Mr. Alsup and Mr. Bradford:

H. B. No. 420, A bill to be entitled "An Act providing Workmen's Compensation for State employees; defining certain terms; placing administration of the Act in the Industrial Accident Board and prescribing the duties and defining the powers of the Board; providing for the filing of claims; providing for payment to the beneficiary in case of death; providing the rate of compensation to be paid injured employees; providing the Board may require examination of applicants for compensation; providing for time of filing notice of injury and of claim for compensation; providing for appeals from the rules of the Board to certain courts; providing that if any person other than the State is legally liable for an injury to an employee of the State, such employee may proceed against either the State or such person and in event that the employee proceeds against the State, the State shall be subrogated to the rights of such employee; providing for the appointment of an Assistant Attorney General to act as counsel to the Board, providing for his compensation; providing that heads of departments shall keep a record and make reports to the Board of injuries sustained by its employees; declaring failure to make such reports malfeasance in office; creating a special fund in the State Treasury to be known as 'The Texas Insurance Fund' making an appropriation therefrom transferring certain moneys from the State Highway Fund to the Texas Insurance Fund; directing the Legislature to make the necessary appropriations for carrying out the provisions of this Act; requiring the Board to make certain reports biennially to the Speaker of the House, the President of the Senate and the Governor; providing for certain reports to the Board from the Heads of Departments of Government; declaring the provisions of this Act to be severable, and declaring an emergency."

Referred to the Committee on Labor.

By Mr. Celaya and Mr. McKee:

H. B. No. 421, A bill to be entitled "An Act defining and regulating the practice of professional engineering in

the State of Texas; providing for the creation of the State Board of Registration for Professional Engineers and prescribing their powers and duties, terms of office, qualifications and for payment of their compensation and expenses out of registration fees and from the 'Professional Engineering Fund' as provided in this law; providing for removal of members of the Board for cause; providing for creation of 'Professional Engineers' Fund' and appropriating money therefrom; prescribing requirements for registration of professional engineers; providing for registration fees and for examinations of applicants for certificate of registration and for issuance and use of certificates and seals; providing for issuance of renewal certificates on payment of renewal fees; providing that a firm, co-partnership, corporation or joint stock association may engage in the practice of professional engineering in this State provided such practice is carried on by only professional engineers registered in this State; providing for issuance within one year after this Act becomes effective of certificates, on certain conditions, to residents of Texas practicing professional engineering in Texas at time this Act becomes effective; . . . etc., and further providing that this Act shall not be construed to affect or prevent the practice of any other legally recognized profession by members of such profession licensed by the State or under its authority."

Referred to the Committee on State Affairs.

By Mr. Celaya, Mr. Leonard, Mr. Mauritz, Mr. Hull and Mr. McKee:

H. B. No. 422, A bill to be entitled "An Act authorizing the creation of County and District Mosquito Control Districts; providing the method of creation and financing such Districts, providing for the appointment of County and District Mosquito Control Commissions; prescribing the duties thereof and the duties of the State Health Officer, and declaring an emergency."

Referred to the Committee on Public Health.

By Mr. McKinney:

H. B. No. 423, A bill to be entitled "An Act amending Section 5 of Chapter 271, Acts of the Forty-second Legislature, Regular Session, regulating the sale of lands set apart for the bene-

fit of the Public Free School Fund that have been heretofore occupied by mistake as a part of one tract of land; giving such occupant a preference right for a period of six months after the discovery of said mistake, or after the passage of this Act, to purchase the land at the same price paid or contracted to be paid for the land when purchased, whether said land is within five miles of a well producing oil or gas or not, and declaring an emergency."

Referred to the Committee on Public Lands and Buildings.

By Mr. Carssow:

H. B. No. 424, A bill to be entitled "An Act regulating Industrial Homework; defining certain terms; prohibiting certain forms of industrial homework; empowering the Board of Health to enforce the provisions of this Act; prescribing the procedure to be used by the Board of Health; requiring an employers permit for industrial homework and providing a license fee therefor; requiring a certificate for any person who shall engage in industrial homework; requiring all materials or articles manufactured by industrial homework to be labeled with the employers' name and address; providing that articles unlawfully manufactured by homework may be seized by the Board of Health; requiring an employer to keep records of industrial homework; making it the duty of the Board of Health to enforce the provisions of this Act; authorizing the Board of Health or its authorized representatives to administer oaths and take affidavits; providing a penalty, and declaring an emergency."

Referred to the Committee on Public Health.

By Mr. Celaya and Mr. Leonard:

H. B. No. 425, A bill to be entitled "An Act validating certain bonds of cities in the State of Texas operating under the General Laws of the State and located in counties having a population of less than 80,000 and more than 70,000 according to the last preceding United States Census, which bonds have been heretofore voted subsequent to enactment of Chapter 382, Acts of the First Called Session of the Forty-fourth Legislature of Texas, 1935, and which bonds are payable out of the revenues to be derived from the operation of the

city's water works system; authorizing the city to complete its proceedings for the authorization, sale, and delivery of such bonds, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Boyer:

H. B. No. 426, A bill to be entitled "An Act amending Section 1, Article 3883, Revised Civil Statutes, State of Texas, 1925; as amended by the Acts of 1930, Forty-first Legislature, Fourth Called Session, page 30, Chapter 20, Section 11; Acts of 1931, Forty-second Legislature, page 822, Chapter 340, Section 1; Acts of 1933, Forty-third Legislature, page 734, Chapter 220, Section 1, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Reed of Dallas:

H. B. No. 427, A bill to be entitled "An Act authorizing and empowering the Commissioner's Court in Counties having a population of more than three hundred thousand (300,000) and less than three hundred and fifty thousand (350,000) inhabitants according to the preceding Federal Census, to purchase fire trucks and other fire fighting equipment for the protection and preservation of bridges, warehouses, shops and other property located without the limits of any incorporated city or town and authorizing and empowering the Commissioner's Court to enter into contracts with any centrally located city in the County for the operation and maintenance of any such fire trucks and equipment and providing that the provisions of this Act are cumulative of all of the laws other than special laws and providing that in the event any section, subdivision, paragraph, sentence or clause be held unconstitutional, that the remaining portions thereof shall be valid, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Hankamer:

H. B. No. 428, A bill to be entitled "An Act to make it unlawful to take, hunt, trap, shoot or kill any deer or wild quail of any species, for a period of five (5) years in Hudspeth County,

Texas; fixing penalty, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Hankamer, Mr. Bridgers and Mr. Jackson:

H. B. No. 429, A bill to be entitled "An Act fixing terms of office and providing for election of school trustees in cities constituting Independent School Districts or which have assumed control of their Public Free Schools and having, according to the last preceding Federal Census, a population of not less than 101,000 inhabitants, and not more than 105,000 inhabitants."

Referred to the Committee on Education.

By Mr. Celaya:

H. B. No. 430, A bill to be entitled "An Act to reorganize the Criminal District Court for the Counties of Nueces, Kleberg, Kenedy, Willacy and Cameron to be constituted of Nueces County, Texas, only, under the designation of the 127th Judicial District Court, and to create the 128th Judicial District of Texas to be composed of the Counties of Cameron, Willacy, Kenedy and Kleberg; to prescribe and define the jurisdiction of said Courts; to prescribe and fix the time for holding the terms thereof; providing that the present Judge and District Attorney of said Criminal District Court shall continue to hold their respective offices as Judge and District Attorney of said Court as herein reorganized for the term of office to which they were respectively elected; to provide for the appointment of suitable persons by the Governor of Texas, as Judge and District Attorney, respectively, of the 128th Judicial District of Texas, to hold office until the next general election; to provide for the appointment, salary and its payment of one Assistant District Attorney for said 127th Judicial District, and to provide for the appointment, salary and its payment of one Assistant District Attorney for the said 128th Judicial District, composed of the Counties of Cameron, Willacy, Kenedy and Kleberg; to provide for the sheriffs, clerks and other officers of said Courts; to provide for the transfer of cases on the docket of said present Criminal District Court; to conform

and validate all writs, bonds, recognizances and drawing of petit and grand juries of such Criminal District Court to the changes made herein, and validating process, bonds, recognizances and decrees issued and rendered under existing arrangements; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Judicial Districts.

By Mr. Hankamer, Mr. Bridgers and Mr. Jackson:

H. B. No. 431, A bill to be entitled "An Act providing for personal service of citation on persons of unsound mind, habitual drunkards and persons for whom it is necessary to have a guardian appointed to receive funds or money due such persons from the Federal Government, and validating the appointment of guardians of said persons or their estates and of proceedings had by reason of such appointments where no personal service was had upon such persons, but where substituted service by publishing or posting was effected under Article 4115, Revised Civil Statutes of the State of Texas, 1925, or Article 4115, Revised Civil Statutes of the State of Texas, 1925, as amended, provided application for an order ratifying, confirming and holding valid such appointments and all proceedings thereunder is filed by the guardian so appointed, and such order is entered in said guardianship after hearing on said application and personal service of citation on the person for whom a guardian was appointed, giving notice of a hearing on such application for the time and in the manner stated, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Keith:

H. B. No. 432, A bill to be entitled "An Act amending Article I of Acts 1935, Forty-fourth Legislature, Second Called Session, page 1795, Chapter 467, known as the Texas Liquor Control Act, by adding thereto a new section to be known as Section 50; authorizing search warrant to issue for the purpose of searching for and seizing and disposing of intoxicating liquors under certain circumstances

and prescribing the rules relative thereto, and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Pope:

H. B. No. 433, A bill to be entitled "An Act to amend Articles 1632, 1633, 1634, and 1635, of the Revised Penal Code of the State of Texas, 1925, and Articles 7426, 7427 and 7428 of the Revised Civil Statutes of the State of Texas, 1925, defining, prohibiting and declaring illegal trusts, monopolies and conspiracies in restraint of trade, and prescribing penalties for forming and being connected with such trusts, monopolies or conspiracies, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Weldon:

H. B. No. 434, A bill to be entitled "An Act to levy income tax upon natural persons and corporations for the purpose of reducing the State ad valorem tax upon property; defining certain terms; providing that first tax shall be assessed in 1938 on net income for 1937; specifying under what conditions estates, trusts and fiduciaries are taxable, and method of taxing same; exempting certain non-profit organizations; providing that the tax herein levied shall be a personal debt of the person assessed to the State of Texas; . . . etc., therefore, It is Declared to be the Legislative Intent of this Act that the tax levied herein shall be used directly to decrease the ad valorem levy of the State of Texas."

Referred to the Committee on Revenue and Taxation.

By Mr. Weldon:

H. B. No. 435, A bill to be entitled "An Act prohibiting the payment of any Member of the House of Representatives or Senate of the Legislature of the State of Texas for any day that such member may be absent, providing that such absence shall not be caused by illness, death, or important business relative to the State or any political subdivision thereof; providing that a Member of the Legislature, after being absent, must file an affidavit with the presiding officer of the House of which he is a member, stating that his absence was made necessary on

account of death, illness, or important business relative to the State or any political subdivision thereof, before he shall be paid."

Referred to the Committee on State Affairs.

By Mr. Quinn (by request):

H. B. No. 436, A bill to be entitled "An Act providing a method by which the County Judge having jurisdiction may either in term time or in vacation make a determination that a person, theretofore judicially declared to be of unsound mind, has been restored to his or her right mind; repealing all laws and parts of laws in conflict, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Quinn:

H. B. No. 437, A bill to be entitled "An Act providing that any person, firm, corporation or association of persons who shall sell a motor vehicle which has been driven or towed from the assembly plant to the place of business of such dealer shall disclose such fact to the purchaser of such vehicle; providing that the sales price shall have deducted therefrom one-half of the amount saved on freightage by virtue of such vehicle being driven or towed instead of having been shipped; providing that failure to exhibit a Bill of Lading on each such vehicles shall constitute prima facie evidence that such vehicle was not shipped; providing a penalty for the violation of the provisions of this Act, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Dickison and Mr. Carssow (by request):

H. B. No. 438, A bill to be entitled "An Act to amend Chapter 51, Local and Special Laws of the State of Texas, passed at the Regular Session of the Thirty-seventh Legislature as amended by Chapter 36, General Laws passed at the Regular Session of the Forty-third Legislature, pertaining to San Antonio Independent School District, by adding thereto Section 6-a, authorizing the district to borrow money and to pledge its delinquent taxes levied for maintenance and operation expenses as security for such

loans, ratifying and confirming such actions heretofore taken by the district and its governing board, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Smith of Hopkins:

H. B. No. 439, A bill to be entitled "An Act providing for relief for the Common School District of Sandifer No. 84, in Hopkins County, Texas; and Cotton Plant Common School District No. 5, in Hopkins County, Texas; and Green Pond Common School District No. 86, in Hopkins County, Texas; making an appropriation to each of said Districts for said purposes by reason of the great public calamity occurring in each of such communities, and declaring an emergency."

Referred to the Committee on Appropriations.

ADDITIONAL SIGNERS OF BILLS

By unanimous consent of the House, the following Members were authorized to sign bills as co-authors of same, as follows:

Mr. Harper, House Bill No. 158.

Mr. Bradford, House Bill No. 10.

BILL RECOMMITTED

Mr. Reed of Dallas moved that House Bill No. 82 be recommitted to the Committee on Labor.

The motion prevailed.

BILL RE-REFERRED

Mr. Keith moved that House Bill No. 432 be withdrawn from the Committee on Criminal Jurisprudence and referred to the Committee on Liquor Traffic.

The motion prevailed.

BILL ORDERED NOT PRINTED

On motion of Mr. Davis of Jasper, House Bill No. 394 was ordered not printed.

RESOLUTION ORDERED PRINTED

On motion of Mr. Moffett, House Simple Resolution No. 30 was ordered printed.

PROPOSED AMENDMENT TO JOINT RULES

Mr. Davison of Fisher offered the following resolution:

H. C. R. No. 20, Proposed amendment to the Joint Rules.

Be It Resolved by the House of Representatives, the Senate concurring, That Rule No. 20 of the Joint Rules of both Houses be amended by adding a subsection thereto to be known as Section 20a, to read as follows:

"Section 20a. The conferees shall be limited to the differences between the two Houses and shall not insert in their report new matter not germane thereto by going outside the differences committed to them."

The resolution was read second time, and was referred, by the Chair, to the Committee on Rules.

INVITING HONORABLE JAMES A. FARLEY TO ADDRESS A JOINT SESSION OF HOUSE AND SENATE

Mr. Jones of Falls offered the following resolution:

H. C. R. No. 21, Inviting Honorable James A. Farley to address a Joint Session of House and Senate.

Whereas, The Honorable James A. Farley, Postmaster-General, has accepted an invitation to be present at the dedication of the new Postoffice and Federal Building at Waco, Texas, on March 8, 1937; and

Whereas, It is a great honor for Texas to be honored by the presence of this distinguished gentleman; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Honorable James A. Farley be invited to address a Joint Session of the Legislature on a date and time suitable to him.

JONES of Falls,
DOLLINS,
METCALFE.

The resolution was read second time, and was adopted.

TO GRANT PERMISSION TO SUE THE STATE

Mr. Hankamer offered the following resolution:

H. C. R. No. 22, To grant George Wieland permission to sue the State.

Whereas, On or about July 9, 1932, George Wieland of San Antonio and El Paso, Texas, went into a contract with the Agricultural and Mechanical College, College Station, Texas, and the State of Texas for the construction of a dissecting laboratory and

Stable "D" of the Veterinary Group of buildings for the Agricultural College; and

Whereas, The said George Wieland has, subsequent to the said July 9, 1932, completed the construction of said buildings; and

Whereas, A dispute has arisen between the Agricultural and Mechanical College of Texas and the said George Wieland as to the amount of the balance, if any, owing under this contract by the Agricultural and Mechanical College of Texas and the State of Texas to the said George Wieland; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said George Wieland or his heirs or assigns be, and is hereby granted permission to bring suit against the State of Texas and the Agricultural and Mechanical College of the State of Texas in a court of competent jurisdiction in Travis County, Texas, to ascertain and fix the amount, if any, that the said Agricultural and Mechanical College of the State of Texas, and the State of Texas, are indebted to the said George Wieland on account of the construction of said buildings, wherein at the time of the completion of said buildings George Wieland was asserting that there was a large sum of money due him on account of delays in completing said contract brought about by the agents and servants of the Agricultural and Mechanical College and for extra work not called for in said contract and for repayment charges against him for work ordered done by subcontractors and charged against the said George Wieland and for commissions on certain fixtures and for damages to said contractor in keeping equipment idle on account of the negligence of the architects and servants of the said College and for extras for overcharges on account of paint and for damages and losses and additional expenses on account of delays of the representatives of said College to pay assessments as they became due; and that in case such suit be filed, service of citation or other necessary process shall be had upon the Governor of the State of Texas, the President of the Agricultural and Mechanical College of Texas, and the Attorney General of Texas, and that the same have the same force and effect as made and provided in civil cases; and provided that either one of

the parties to said suit shall have the right to appeal without the execution of bond; and any judgment that shall be finally established against the Agricultural and Mechanical College of Texas and the State of Texas in said suit shall be liquidated debt and shall be paid by the Agricultural and Mechanical College of Texas out of its building fund.

HANKAMER,
BRIDGERS,
JACKSON.

The resolution was read second time, and was referred, by the Chair, to the Committee on State Affairs.

MESSAGE FROM THE SENATE

Austin, Texas, February 3, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has concurred in House Amendments to Senate Bill No. 44 by the following vote:

Yeas, 26; Nays, 1.

Adopted

S. C. R. No. 20, Inviting Honorable James A. Farley and party to visit a Joint Session of the Legislature during the week of March 8, and that Hon. James A. Farley be invited to address the Joint Session at his convenience.

Respectfully,

BOB BARKER,
Secretary of the Senate.

PROPOSED AMENDMENT TO THE JOINT RULES

Mr. Davison of Fisher offered the following resolution:

H. C. R. No. 24, Proposing an amendment to Rule No. 20 of the Joint Rules.

Be It Resolved, That Rule No. 20 of the Joint Rules of both Houses be amended by adding a subsection thereto, to be known as Section 20b, to read as follows:

"Section 20b. After conferees on any bill or resolution in conferences between the House and Senate shall have been appointed for twenty (20) calendar days and shall have failed to make a report, it is hereby declared to be a motion of the highest privilege to move to discharge said conferees and to appoint new conferees or to instruct said conferees; and further, during the last six (6) days of any ses-

sion of the Legislature, it shall be a privileged motion to move to discharge, appoint or instruct the conferees after they have been appointed thirty-six (36) hours without having made a report."

The resolution was read second time, and was referred, by the Chair, to the Committee on Rules.

RELATIVE TO RESOLUTION PERIOD

Mr. Bradbury moved that the House dispense with further consideration of resolutions at this time.

The motion was lost.

CONCERNING ATTITUDE OF CERTAIN STATE OFFICIAL

Mr. Farmer offered the following resolution:

Whereas, On yesterday, February 3, 1937, Mr. Orville S. Carpenter, before the State Affairs Committee of the House of Representatives, is reported to have given utterance to the following expression:

"My opinion is that persons on the pension rolls should lose their voting rights. There are over 300,000 persons in the State over sixty-five years old, and they don't have to pay poll taxes. That is a powerful block and easily can influence pension legislation.

"Why should a person who is receiving aid from the State have so much to say in determining how much he receives?"; and

Whereas, This expression from the executive head of Old Age Assistance was carried on the wings of the press throughout the State of Texas and the nation, bringing great reflection upon the old people who have builded well in their young days the great State of Texas; and

Whereas, It is incumbent upon the House of Representatives to resent this insult to our old people; now, therefore, be it

Resolved, That the Members of the House of Representatives hereby condemn the said utterance of the said Orville S. Carpenter for its undemocratic, un-American and uncharitable reflection upon our aged mothers and fathers, and we resent in no uncertain terms the insinuation that our aged parents should be held to be paupers by one who is profiting from the same old age assistance to the amount of \$5,000.00 per year, and yet desires to

retain his right to vote, while denying it to a poor mother or poor father who receives only \$10.00 per month; be it further

Resolved, That it is the sense of this House of Representatives that by this expression, the said Orville S. Carpenter has shown his unfitness to administer this law in the proper spirit, and is void of the proper human sympathy, and that he should not further hold this position of great importance to the people of the State of Texas; and his resignation is hereby invited, if not demanded, that the Governor may place at the head of the Old Age Assistance Department a man who is in full sympathy with the rights of our old people, and who has a heart filled with the milk of human kindness.

The resolution was read second time.

Mr. Davison of Fisher moved that the resolution be referred to the Committee on Federal Relations.

Mr. Farmer moved to table the motion to refer the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—79

| | |
|-------------------|--------------------|
| Adkins | Jackson |
| Alsup | James |
| Amos | Johnson of Ellis |
| Beckworth | Johnson |
| Bell | of Tarrant |
| Blankenship | Jones of Angelina |
| Boethel | Jones of Atascosa |
| Bond | Jones of Wise |
| Boyer | Kern |
| Bridgers | King |
| Callan | Knetsch |
| Cathey | Lankford |
| Cleveland | Leath |
| Dean | London |
| Derden | Mann |
| Dickison | Mays |
| Farmer | McDonald |
| Fielden | Moffett |
| Gibson | Newton |
| Hamilton | Oliver |
| Hankamer | Palmer |
| Hardin | Patterson of Mills |
| Harris of Archer | Patterson |
| Harris of Dallas | of Travis |
| Harris of Dickens | Pope |
| Heflin | Powell |
| Holland | Reader |
| Hoskins | Reed of Bowie |
| Huddleston | Reed of Dallas |

| | |
|-----------------------|----------------|
| Rhodes | Stevenson |
| Roark | Stocks |
| Ross | Talbert |
| Russell | Tarwater |
| Settle | Tennant |
| Sharpe | Thornberry |
| Shell | Waggoner |
| Simpson | Walker |
| Skaggs | Weldon |
| Smith of Hopkins | Winfree |
| Smith of Matagorda | Wood Worley |

Nays—22

| | |
|-------------------|-----------|
| Alexander | Keith |
| Baker | Kelt |
| Bradbury | Mauritz |
| Bradford | McConnell |
| Burton | McFarland |
| Carssow | Metcalfe |
| Davison of Fisher | Morris |
| Dollins | Petsch |
| Fox | Quinn |
| Graves | Rutta |
| Jones of Falls | Thornton |

Present—Not Voting

| | |
|--------|---------|
| Harbin | Loggins |
|--------|---------|

Absent

| | |
|------------------------|------------------|
| Bates | Lanning |
| Broadfoot | Leonard |
| Brown | McCracken |
| Colquitt | McKee |
| Davis of Jasper | McKinney |
| Davison of Eastland | Monkhouse |
| England | Morse |
| Felty | Nicholson |
| Hanna | Prescott |
| Harper | Ragsdale |
| Hartzog | Riddle |
| Herzik | Schuenemann |
| Howard | Sewell |
| Hull | Smith of Tarrant |
| Kenyon | Stinson |
| Langdon | Tennyson |
| | Vale |

Absent—Excused

| | |
|------------------|-------------|
| Cagle | Hyder |
| Celaya | Keefe |
| Davis of Haskell | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |

Mr. Jones of Falls raised a point of order, on further consideration of the resolution, on the ground that the time allotted for the consideration of resolutions has expired.

The Chair sustained the point of order.

Mr. Farmer moved that the House Rule, relative to the time allotted for the consideration of resolutions, be suspended, at this time, for the purpose of considering the above resolution.

The motion was lost.

INVITING HONORABLE JAMES A. FARLEY TO ADDRESS A JOINT SESSION OF THE HOUSE AND SENATE

The Chair laid before the House, for consideration at this time, the following resolution:

(Pending the reading of the resolution, Mr. Hartzog occupied the Chair temporarily.)

(Mr. Morse in the Chair.)

S. C. R. No. 20, Inviting Honorable James A. Farley to address a Joint Session of the House and Senate.

Whereas, The Honorable James A. Farley, Postmaster General of the United States of America, is to be a guest within the gates of the city of Waco, McLennan County, Texas, on the 8th day of March, A. D. 1937, accompanied by the Honorable Karl Crowley, Jim Pattillo and other distinguished public officials and advisors from Washington, D. C.; and

Whereas, Because of the distance between the National Capitol and the State Capitol of Texas, complicated by their many official duties in the National Capitol, the State of Texas is infrequented by visits of the President of the United States, the members of his Cabinet and other persons high in the official life of the Nation; and

Whereas, The people of Texas and their Representatives in the Legislature of the State of Texas are keenly sensitive to the honor of having within our borders these distinguished visitors from the National Capitol, and particularly so with reference to the above named distinguished Postmaster General of the United States and his party; now, therefore, be it

Resolved by the Senate of the Legislature of the State of Texas, the House of Representatives concurring, That the Honorable James A. Farley and his party be extended an invitation to visit a Joint Session of the Legislature of Texas during the week of March 8th, 1937, at the convenience of the party, and the distinguished Postmaster General be especially invited to address a Joint Session of the House and the Senate at a date and

hour convenient to his itinerary within the State; and, be it

Resolved, That the Speaker of the House, and the President of the Senate be, and they are hereby authorized to convene the House and Senate in Joint Session upon receipt of notice of the time of the arrival at the Capitol of Texas of the distinguished visitor and his party; be it further

Resolved, That the Secretary of the Senate be, and he is hereby, directed to transmit to the Honorable James A. Farley, Postmaster General of the United States of America, this invitation.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, February 4, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 21, Granting permission to be absent from State to Hon. Harry L. Howard, Judge of the 37th District Court of Bexar County.

Respectfully,

BOB BARKER,

Secretary of the Senate.

GRANTING JUDGE HARRY L. HOWARD PERMISSION TO BE ABSENT FROM STATE

The Chair laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 21, Granting Judge Harry L. Howard permission to be absent from the State.

Be It Resolved by the Senate of Texas, the House of Representatives concurring, That Honorable Harry L. Howard, Judge of the 37th District Court of Bexar County, be, and he is hereby, granted permission to be absent from the State of Texas for a period of 90 days, because of illness and be effective immediately.

The resolution was read second time, and was adopted.

EXPRESSING APPRECIATION TO STATE PRISON SYSTEM FOR ROSTER OF HOUSE

Mr. Jones of Atascosa asked unanimous consent of the House to have

read at this time certain resolution.

There was no objection offered, and it was so ordered.

The Chair then laid before the House, the following resolution:

Whereas, The Legislature of the State of Texas has been furnished with a very convenient roster, giving the membership of both House and Senate, together with their respective postoffice addresses and the standing committees of each branch of the Legislature, together with the membership of such committees; and

Whereas, Said roster is a very convenient reference book for the membership of the House of Representatives; and

Whereas, The preparation of said book reflects careful, painstaking endeavor on the part of those who printed the same; and

Whereas, Said roster is a credit to the progress and accuracy of the members of the State Prison System at Huntsville, Texas; and

Whereas, The preparation of said book, together with its accuracy and concise arrangement is appreciated by the membership of the House of Representatives; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That the House is deeply grateful to the Prison Print Shop at Huntsville, Texas, for the roster; and, be it further

Resolved, That a copy of this resolution under the seal of the Chief Clerk be mailed to the warden of the penitentiary at Huntsville, Texas, with a request that said resolution be read at chapel exercises next Sunday in said prison.

JONES of Atascosa,
ALEXANDER.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, February 4, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. C. R. No. 19, Inviting Honorable Harry L. Ickes to address a Joint Session of the Legislature.

Respectfully,

BOB BARKER,

Secretary of the Senate.

**INVITING HONORABLE HARRY
L. ICKES TO ADDRESS A
JOINT SESSION OF
HOUSE AND
SENATE**

The Chair laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 19, Inviting Honorable Harold L. Ickes to address Joint Session of the House and Senate.

Whereas, Honorable Harold L. Ickes, Secretary of the Interior and Federal Emergency Administrator of Public Works, will be in San Antonio on February 17; and

Whereas, Secretary Ickes has been invited to officiate at groundbreaking exercises for the construction of the Marshall Ford Dam near Austin, the largest unit of the Lower Colorado River authority series of flood control dams; and

Whereas, It would be a distinct honor for Texas, to have Secretary Ickes attend such ceremonies; and it would afford the Legislature much pleasure to welcome him to Austin, and to hear an address from the distinguished cabinet Member; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That Honorable Harold L. Ickes be invited to come to Austin during his Texas visit, and be invited to address a Joint Session of the Legislature, at such time as may suit his convenience.

The resolution was read second time, and was adopted.

**EXTENDING INVITATION TO
MEMBERS OF THE HOUSE**

The Chair laid before the House, and had read the following communication:

UNITED STATES POST OFFICE

Waco, Texas, February 2, 1937.

Austin, Texas, February 4, 1937.

Honorable Bob Calvert, Speaker of the House of Representatives, and all Members of the Legislature, Austin, Texas.

My Friends: This is to advise you that Postmaster General Jim Farley will be in Waco on Monday, March 8th, to help dedicate our new Post Office building.

We are planning for the dedication ceremonies Monday afternoon and

for a State-wide dinner that evening, and we want every Member of the Legislature to take advantage of this occasion to help us entertain our distinguished Postmaster General. A number of Washingtonians will accompany Mr. Farley on this trip.

Sincerely yours,

J. M. Pittillo,
Postmaster.

(Speaker in the Chair)

**SENATE BILL NO. 93 ON PASSAGE
TO THIRD READING**

The Speaker laid before the House, as postponed business, on its passage to third reading,

S. B. No. 93, A bill to be entitled "An Act making it lawful for the commissioners' court of Comal County to pay out of the general fund of such county bounties for the destruction of predatory animals, providing that on petition of one hundred freeholders the commissioners' court of such county may provide amount of bounty and method of proof to entitle claimant to obtain such bounty, and prescribing manner of payment, and declaring an emergency."

The bill having been read second time on yesterday.

Senate Bill No. 93 was then passed to third reading.

**SENATE BILL NO. 93 ON THIRD
READING**

Mr. Knetsch moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 93 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—122

| | |
|-------------|-----------------|
| Adkins | Brown |
| Alexander | Burton |
| Alsup | Callan |
| Amos | Carsow |
| Baker | Cathey |
| Bates | Cleveland |
| Beckworth | Colquitt |
| Bell | Davis of Jasper |
| Blankenship | Davisson |
| Boethel | of Eastland |
| Bond | Dean |
| Boyer | Derden |
| Bradbury | Dickison |
| Bradford | Dollins |
| Bridgers | England |
| Broadfoot | Farmer |

| | |
|-------------------|--------------------|
| Felty | McKee |
| Fielden | McKinney |
| Gibson | Metcalf |
| Graves | Moffett |
| Hamilton | Monkhouse |
| Hankamer | Morris |
| Hanna | Morse |
| Harbin | Newton |
| Harper | Oliver |
| Harris of Archer | Palmer |
| Harris of Dallas | Patterson of Mills |
| Harris of Dickens | Patterson |
| Hartzog | of Travis |
| Heflin | Petsch |
| Herzik | Pope |
| Holland | Powell |
| Hoskins | Prescott |
| Howard | Reader |
| Huddleston | Reed of Bowie |
| Hull | Reed of Dallas |
| Jackson | Rhodes |
| James | Riddle |
| Johnson of Ellis | Roark |
| Johnson | Ross |
| of Tarrant | Russell |
| Jones of Angelina | Rutta |
| Jones of Atascosa | Settle |
| Jones of Falls | Shell |
| Jones of Wise | Simpson |
| Keith | Skaggs |
| Kelt | Smith |
| Kern | of Matagorda |
| King | Smith of Tarrant |
| Knetsch | Stevenson |
| Langdon | Stinson |
| Lankford | Stocks |
| Lanning | Talbert |
| Leath | Tennant |
| Leonard | Tennyson |
| Loggins | Thornberry |
| London | Thornton |
| Mann | Vale |
| Mauritz | Waggoner |
| Mays | Walker |
| McConnell | Weldon |
| McDonald | Wood |
| McFarland | Worley |

Nays—1

Hardin

Absent

| | |
|-------------------|------------------|
| Davison of Fisher | Schuenemann |
| Fox | Sewell |
| Kenyon | Sharpe |
| McCracken | Smith of Hopkins |
| Nicholson | Tarwater |
| Quinn | Winfree |
| Ragsdale | |

Absent—Excused

| | |
|------------------|-----------|
| Cagle | Deglandon |
| Celaya | Fuchs |
| Davis of Haskell | Harrell |

| | |
|-------------|-----------|
| Hyder | Little |
| Keefe | Lucas |
| Leyendecker | Westbrook |

The Speaker then laid Senate Bill No. 93 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—124

| | |
|-------------------|--------------------|
| Adkins | Jackson |
| Alexander | James |
| Alsup | Johnson of Ellis |
| Amos | Johnson |
| Baker | of Tarrant |
| Bates | Jones of Angelina |
| Beckworth | Jones of Atascosa |
| Bell | Jones of Falls |
| Blankenship | Jones of Wise |
| Boethel | Keith |
| Bond | Kelt |
| Boyer | Kenyon |
| Bradbury | Kern |
| Bradford | King |
| Bridgers | Knetsch |
| Broadfoot | Langdon |
| Brown | Lankford |
| Burton | Lanning |
| Callan | Leath |
| Carssow | Leonard |
| Cathey | Loggins |
| Cleveland | London |
| Colquitt | Mann |
| Davis of Jasper | Mauritz |
| Davison | Mays |
| of Eastland | McConnell |
| Dean | McDonald |
| Derden | McFarland |
| Dickison | McKee |
| Dollins | McKinney |
| England | Metcalf |
| Farmer | Moffett |
| Felty | Monkhouse |
| Fielden | Morris |
| Gibson | Morse |
| Graves | Newton |
| Hamilton | Oliver |
| Hankamer | Palmer |
| Hanna | Patterson of Mills |
| Harbin | Patterson |
| Hardin | of Travis |
| Harper | Petsch |
| Harris of Archer | Pope |
| Harris of Dallas | Powell |
| Harris of Dickens | Prescott |
| Hartzog | Reader |
| Heflin | Reed of Bowie |
| Herzik | Reed of Dallas |
| Holland | Rhodes |
| Hoskins | Riddle |
| Howard | Roark |
| Huddleston | Ross |
| Hull | Russell |

Rutta
Settle
Shell
Simpson
Skaggs
Smith
of Matagorda
Smith of Tarrant
Stevenson
Stinson
Stocks

Talbert
Tennant
Tennyson
Thornberry
Thornton
Vale
Waggoner
Walker
Weldon
Wood
Worley

Absent

Davison of Fisher
Fox
McCracken
Nicholson
Quinn
Ragsdale

Schuenemann
Sewell
Sharpe
Smith of Hopkins
Tarwater
Winfree

Absent—Excused

Cagle
Celaya
Davis of Haskell
Deglandon
Fuchs
Harrell

Hyder
Keefe
Leyendecker
Little
Lucas
Westbrook

HOUSE BILL NO. 106 ON PASSAGE
TO ENGROSSMENT

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 106, A bill to be entitled "An Act providing for the posting of legal notices at some place within the court house to be designated by the Commissioners Court; providing for publication of notice of posting; and repealing all laws and parts of laws in conflict."

The bill having been read second time on Friday, January 29.

Mr. Hankamer offered the following amendment to the bill:

"Amend House Bill No. 106, Section 1, page 1, by striking out the last two sentences of said Section 1."

Mr. Colquitt raised a point of order, on further consideration of the amendment, on the ground that the amendment is identical with an amendment, heretofore defeated by the House.

The Speaker sustained the point of order.

On motion of Mr. Hankamer, House Bill No. 106 was tabled.

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice

thereof, and its caption had been read, the following enrolled bill:

S. B. No. 44, "An Act validating, confirming, approving and legalizing all proceedings had by cities and towns, including home rule cities, in the issuance and sale of bonds, and in holding elections passing orders, ordinances and resolutions authorizing the issuance of such bonds, and further validating all proceedings in voting and authorizing the issuance of bonds heretofore authorized, but not yet issued and sold, prescribing the terms and conditions upon which such bonds shall be validated; providing that this Act shall not apply to any such proceedings, obligations issued thereunder, the validity of which has been contested or attacked in a pending suit or litigation, and declaring an emergency."

HOUSE BILL NO. 33 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 33, A bill to be entitled "An Act to prohibit the taking of fish in Kimble, Kerr, Edwards, Real, Sutton, Bandera, Mason, Menard, Blanco, Llano, Kendall or Gillespie Counties with any device equipped with more than two hooks, except artificial bait used with a rod and reel and excepting a twenty (20) foot minnow seine for the purpose of taking minnows for bait; providing size limits and bag limits for fish taken in said counties; providing a closed season from January 1st to May 1st; prohibiting the sale of any fresh water fish in said counties; providing a penalty for any violation of this Act; repealing all general or special laws, in so far as they conflict with this Act, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 33 ON THIRD
READING

Mr. Felty moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 33 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114

Adkins

Alexander

| | |
|-------------------|--------------------|
| Alsup | Keith |
| Amos | Kelt |
| Baker | Kern |
| Bates | King |
| Beckworth | Knetsch |
| Bell | Langdon |
| Blankenship | Lankford |
| Boethel | Lanning |
| Bond | Leonard |
| Boyer | Loggins |
| Bradbury | Mann |
| Bradford | Mays |
| Bridgers | McConnell |
| Broadfoot | McDonald |
| Brown | McFarland |
| Burton | McKee |
| Callan | McKinney |
| Carssow | Metcalf |
| Cathey | Moffett |
| Cleveland | Monkhouse |
| Colquitt | Morris |
| Davis of Jasper | Morse |
| Davison of Fisher | Newton |
| Davisson | Oliver |
| of Eastland | Patterson of Mills |
| Dean | Patterson |
| Derden | of Travis |
| Dickison | Petsch |
| England | Pope |
| Farmer | Powell |
| Felty | Prescott |
| Gibson | Quinn |
| Graves | Ragsdale |
| Hamilton | Reed of Bowie |
| Hankamer | Rhodes |
| Hanna | Riddle |
| Harbin | Roark |
| Hardin | Ross |
| Harper | Russell |
| Harris of Archer | Rutta |
| Harris of Dallas | Sharpe |
| Hartzog | Shell |
| Heflin | Simpson |
| Herzik | Skaggs |
| Holland | Smith of Tarrant |
| Hoskins | Stevenson |
| Howard | Stinson |
| Huddleston | Stocks |
| Hull | Talbert |
| Jackson | Tennant |
| James | Tennyson |
| Johnson of Ellis | Thornton |
| Johnson | Vale |
| of Tarrant | Waggoner |
| Jones of Angelina | Weldon |
| Jones of Atascosa | Wood |
| Jones of Falls | Worley |
| Jones of Wise | |

Absent

| | |
|-------------------|---------|
| Dollins | Kenyon |
| Fielden | Leath |
| Fox | London |
| Harris of Dickens | Mauritz |

| | |
|----------------|------------------|
| McCracken | Smith of Hopkins |
| Nicholson | Smith |
| Palmer | of Matagorda |
| Reader | Tarwater |
| Reed of Dallas | Thornberry |
| Schuenemann | Walker |
| Settle | Winfree |
| Sewell | |

Absent—Excused

| | |
|------------------|-------------|
| Cagle | Hyder |
| Celaya | Keefe |
| Davis of Haskell | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |

The Speaker then laid House Bill No. 33 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—112

| | |
|-------------------|-------------------|
| Adkins | Harris of Archer |
| Alexander | Harris of Dallas |
| Alsup | Hartzog |
| Amos | Heflin |
| Baker | Herzik |
| Bates | Hoskins |
| Beckworth | Howard |
| Bell | Huddleston |
| Blankenship | Hull |
| Boethel | Jackson |
| Boyer | James |
| Bradbury | Johnson of Ellis |
| Bradford | Johnson |
| Bridgers | of Tarrant |
| Broadfoot | Jones of Angelina |
| Brown | Jones of Atascosa |
| Burton | Jones of Falls |
| Callan | Jones of Wise |
| Carssow | Keith |
| Cathey | Kelt |
| Cleveland | Kern |
| Colquitt | King |
| Davis of Jasper | Knetsch |
| Davison of Fisher | Langdon |
| Davisson | Lankford |
| of Eastland | Lanning |
| Dean | Leonard |
| Derden | Loggins |
| Dickison | Mann |
| England | Mays |
| Farmer | McConnell |
| Felty | McCracken |
| Fielden | McDonald |
| Gibson | McFarland |
| Hamilton | McKee |
| Hankamer | McKinney |
| Hanna | Metcalf |
| Harbin | Moffett |
| Hardin | Monkhouse |
| Harper | Morris |

| | |
|--------------------|------------------|
| Morse | Settle / |
| Newton | Shell / |
| Oliver | Simpson |
| Patterson of Mills | Smith of Tarrant |
| Patterson | Stevenson |
| of Travis | Stinson |
| Pope | Stocks |
| Powell | Talbert |
| Prescott | Tennant |
| Quinn | Tennyson |
| Ragsdale | Thornton |
| Reader | Vale |
| Reed of Bowie | Waggoner |
| Reed of Dallas | Weldon |
| Rhodes | Winfree |
| Riddle | Wood |
| Russell | Worley |
| Rutta | |

Absent

| | |
|-------------------|------------------|
| Bond | Roark |
| Dollins | Ross |
| Fox | Schuenemann |
| Graves | Sewell |
| Harris of Dickens | Sharpe |
| Holland | Skaggs |
| Kenyon | Smith of Hopkins |
| Leath | Smith |
| London | of Matagorda |
| Mauritz | Tarwater |
| Nicholson | Thornberry |
| Palmer | Walker |
| Petsch | |

Absent—Excused

| | |
|------------------|-------------|
| Cagle | Hyder |
| Celaya | Keefe |
| Davis of Haskell | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |

HOUSE BILL NO. 56 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 56, A bill to be entitled "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Hankamer offered the following amendment to the bill:

Amend House Bill No. 56 by striking out all of Section 2 and by in-

serting in lieu thereof a new section to be known as Section 2 and to read as follows:

"Section 2. The provisions of this Act shall be cumulative of all General Laws on the subject and where not otherwise provided herein, such General Laws shall apply; but, in case of conflict, the provisions of this Act shall control and be effective."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 56 was then passed to engrossment.

HOUSE BILL NO. 56 ON THIRD READING

Mr. Alsup moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 56 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—122

| | |
|-------------------|-------------------|
| Adkins | Felty |
| Alexander | Fielden |
| Alsup | Fox |
| Amos | Gibson |
| Baker | Graves |
| Bates | Hamilton |
| Beckworth | Hankamer |
| Bell | Hanna |
| Blankenship | Harbin |
| Bond | Hardin |
| Boyer | Harper |
| Bradbury | Harris of Archer |
| Bradford | Harris of Dallas |
| Bridgers | Harris of Dickens |
| Broadfoot | Hartzog |
| Brown | Heflin |
| Burton | Herzik |
| Callan | Holland |
| Carssow | Hoskins |
| Cathey | Howard |
| Cleveland | Huddleston |
| Colquitt | Hull |
| Davis of Haskell | Jackson |
| Davis of Jasper | James |
| Davison of Fisher | Johnson of Ellis |
| Davisson | Johnson |
| of Eastland | of Tarrant |
| Dean | Jones of Angelina |
| Dickison | Jones of Atascosa |
| Dollins | Jones of Falls |
| England | Keith |
| Farmer | Kelt |

| | | | |
|--|------------------|-------------------|--------------------|
| Kern | Ragsdale | Broadfoot | London |
| Knetsch | Reed of Bowie | Brown | Mauritz |
| Langdon | Reed of Dallas | Burton | Mays |
| Lanning | Rhodes | Callan | McConnell |
| Leath | Riddle | Carsow | McCracken |
| Loggins | Roark | Cathey | McDonald |
| London | Ross | Cleveland | McFarland |
| Mann | Russell | Colquitt | McKee |
| Mauritz | Rutta | Davis of Haskell | Metcalfe |
| Mays | Settle | Davis of Jasper | Moffett |
| McConnell | Sharpe | Davison of Fisher | Monkhouse |
| McCracken | Shell | Davisson | Morris |
| McDonald | Simpson | of Eastland | Morse |
| McFarland | Smith of Hopkins | Dean | Newton |
| McKinney | Smith | Dickison | Nicholson |
| Metcalfe | of Matagorda | Dollins | Oliver |
| Moffett | Smith of Tarrant | England | Palmer |
| Monkhouse | Stinson | Farmer | Patterson of Mills |
| Morris | Stocks | Felty | Patterson |
| Morse | Talbert | Fielden | of Travis |
| Newton | Tennant | Fox | Petsch |
| Nicholson | Tennyson | Graves | Pope |
| Oliver | Thornberry | Hamilton | Powell |
| Palmer | Thornton | Hankamer | Quinn |
| Patterson of Mills | Vale | Hanna | Ragsdale |
| Patterson | Waggoner | Harbin | Reed of Bowie |
| of Travis | Walker | Hardin | Reed of Dallas |
| Petsch | Weldon | Harper | Rhodes |
| Pope | Winfree | Harris of Archer | Riddle |
| Powell | Wood | Harris of Dallas | Roark |
| Quinn | Worley | Harris of Dickens | Ross |
| Absent | | Hartzog | Russell |
| | | Herzik | Rutta |
| Boethel | Prescott | Holland | Settle |
| Derden | Reader | Hoskins | Sharpe |
| Jones of Wise | Schuenemann | Howard | Simpson |
| Kenyon | Sewell | Huddleston | Smith of Hopkins |
| King | Skaggs | Hull | Smith |
| Lankford | Stevenson | Jackson | of Matagorda |
| Leonard | Tarwater | James | Smith of Tarrant |
| McKee | | Johnson of Ellis | Stinson |
| Absent—Excused | | Johnson | Stocks |
| | | of Tarrant | Talbert |
| Cagle | Keefe | Jones of Angelina | Tennant |
| Celaya | Leyendecker | Jones of Atascosa | Tennyson |
| Deglandon | Little | Jones of Falls | Thornberry |
| Fuchs | Lucas | Jones of Wise | Thornton |
| Harrell | Westbrook | Keith | Vale |
| Hyder | | Kern | Waggoner |
| The Speaker then laid House Bill No. 56 before the House on its third and final passage. | | Knetsch | Walker |
| The bill was read third time, and was passed by the following vote: | | Langdon | Weldon |
| | | Lankford | Winfree |
| | | Lanning | Wood |
| | | Leath | Worley |
| | | Loggins | |
| Yeas—119 | | | Nays—1 |
| Adkins | Bell | Shell | Absent |
| Alexander | Blankenship | | |
| Alsup | Bond | | |
| Amos | Boyer | Boethel | Kelt |
| Baker | Bradbury | Derden | Kenyon |
| Bates | Bradford | Gibson | King |
| Beckworth | Bridgers | Heflin | Leonard |

Mann
McKinney
Prescott
Reader
Schuenemann

Sewell
Skaggs
Stevenson
Tarwater

Absent—Excused

Cagle
Celaya
Deglandon
Fuchs
Harrell
Hyder

Keefe
Leyendecker
Little
Lucas
Westbrook

HOUSE BILL NO. 89 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 89, A bill to be entitled "An Act making it unlawful to take or kill wild deer or wild turkey in the Counties of Harrison, Marion, Cass, or Bowie for a period of five (5) years; describing penalty for violation of this Act, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 89 ON THIRD
READING

Mr. Harper moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 89 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—113

Adkins
Alexander
Alsup
Amos
Bates
Beckworth
Bell
Blankenship
Boethel
Boyer
Bradbury
Bradford
Bridgers
Broadfoot
Brown
Burton
Callan
Carssow
Cathey
Colquitt

Davis of Haskell
Davison of Fisher
Davisson
of Eastland
Dean
Dickison
Dollins
England
Farmer
Fielden
Fox
Gibson
Graves
Hamilton
Hankamer
Hanna
Harbin
Hardin
Harper
Harris of Archer

Harris of Dallas
Harris of Dickens
Holland
Howard
Huddleston
Hull
James
Johnson of Ellis
Johnson
of Tarrant
Jones of Angelina
Jones of Atascosa
Jones of Falls
Jones of Wise
Keith
Kelt
Kern
Knetsch
Langdon
Lankford
Lanning
Leath
Loggins
London
Mays
McConnell
McCracken
McDonald
McFarland
McKee
Metcalfe
Moffett
Monkhouse
Morris
Morse
Newton
Nicholson
Oliver
Palmer

Patterson of Mills
Patterson
of Travis
Pope
Powell
Prescott
Quinn
Ragsdale
Reed of Bowie
Reed of Dallas
Rhodes
Riddle
Roark
Ross
Russell
Rutta
Settle
Sharpe
Shell
Simpson
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stinson
Stocks
Talbert
Tennant
Tennyson
Thornberry
Thornton
Vale
Waggoner
Walker
Weldon
Winfree
Wood
Worley

Absent

Baker
Bond
Cleveland
Davis of Jasper
Derden
Feltz
Hartzog
Heflin
Herzik
Hoskins
Jackson
Kenyon

King
Leonard
Mann
Mauritz
McKinney
Petsch
Reader
Schuenemann
Sewell
Skaggs
Stevenson
Tarwater

Absent—Excused

Cagle
Celaya
Deglandon
Fuchs
Harrell
Hyder

Keefe
Leyendecker
Little
Lucas
Westbrook

The Speaker then laid House Bill No. 89 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—118

| | |
|-------------------|--------------------|
| Adkins | King |
| Alexander | Knetsch |
| Alsup | Langdon |
| Amos | Lankford |
| Baker | Lanning |
| Beckworth | Leath |
| Bell | Leonard |
| Blankenship | Loggins |
| Boethel | London |
| Bond | Mays |
| Boyer | McConnell |
| Bradbury | McCracken |
| Bradford | McDonald |
| Bridgers | McFarland |
| Broadfoot | McKee |
| Brown | Metcalfe |
| Burton | Moffett |
| Callan | Monkhouse |
| Carssow | Morris |
| Cathey | Morse |
| Cleveland | Newton |
| Colquitt | Nicholson |
| Davis of Haskell | Oliver |
| Davis of Jasper | Palmer |
| Davison | Patterson of Mills |
| of Eastland | Patterson |
| Dean | of Travis |
| Dickison | Petsch |
| Dollins | Pope |
| England | Powell |
| Farmer | Prescott |
| Felty | Quinn |
| Fielden | Ragsdale |
| Fox | Reed of Bowie |
| Gibson | Reed of Dallas |
| Graves | Rhodes |
| Hamilton | Riddle |
| Hankamer | Roark |
| Hanna | Ross |
| Harbin | Russell |
| Hardin | Rutta |
| Harper | Settle |
| Harris of Archer | Sharpe |
| Harris of Dallas | Shell |
| Harris of Dickens | Simpson |
| Holland | Smith of Hopkins |
| Hoskins | Smith |
| Howard | of Matagorda |
| Huddleston | Smith of Tarrant |
| Hull | Stinson |
| James | Stocks |
| Johnson of Ellis | Talbert |
| Johnson | Tennant |
| of Tarrant | Tennyson |
| Jones of Angelina | Thornberry |
| Jones of Falls | Thornton |
| Keith | Vale |
| Kelt | Waggoner |
| Kenyon | Walker |
| Kern | Weldon |

Winfree
Wood

Worley

Absent

| | |
|-------------------|-------------|
| Bates | Mann |
| Davison of Fisher | Mauritz |
| Derden | McKinney |
| Hartzog | Reader |
| Heflin | Schuenemann |
| Herzik | Sewell |
| Jackson | Skaggs |
| Jones of Atascosa | Stevenson |
| Jones of Wise | Tarwater |

Absent—Excused

| | |
|-----------|-------------|
| Cagle | Keefe |
| Celaya | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |
| Hyder | |

HOUSE BILL NO 88 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 88, A bill to be entitled "An Act creating a closed season upon certain fish in Harrison and Marion Counties, Texas, and making it unlawful to in anywise take or catch such fish during such closed season, or to have such fish in possession during such closed season; describing such penalty for violation of this Act."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 88 ON THIRD READING

Mr. Harper moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 88 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108

| | |
|-------------|-----------|
| Adkins | Bradford |
| Alexander | Bridgers |
| Alsup | Broadfoot |
| Amos | Brown |
| Bates | Burton |
| Bell | Callan |
| Blankenship | Carssow |
| Boethel | Cathey |
| Boyer | Cleveland |
| Bradbury | Colquitt |

| | |
|-------------------|------------------|
| Davis of Jasper | McConnell |
| Davison of Fisher | McCracken |
| Davisson | McDonald |
| of Eastland | McFarland |
| Dean | McKee |
| Derden | Metcalfe |
| Dollins | Moffett |
| England | Monkhouse |
| Farmer | Morris |
| Felty | Morse |
| Fielden | Oliver |
| Fox | Palmer |
| Gibson | Patterson |
| Hamilton | of Travis |
| Hankamer | Powell |
| Hanna | Quinn |
| Harbin | Reed of Dallas |
| Hardin | Rhodes |
| Harper | Riddle |
| Harris of Archer | Roark |
| Harris of Dallas | Ross |
| Harris of Dickens | Russell |
| Hartzog | Rutta |
| Holland | Settle |
| Hoskins | Sharpe |
| Howard | Shell |
| James | Simpson |
| Johnson of Ellis | Smith of Hopkins |
| Johnson | Smith' |
| of Tarrant | of Matagorda |
| Jones of Angelina | Smith of Tarrant |
| Jones of Atascosa | Stevenson |
| Jones of Falls | Stinson |
| Jones of Wise | Stocks |
| Keith | Talbert |
| Kelt | Tennant |
| Kern | Tennyson |
| Knetsch | Thornberry |
| Langdon | Thornton |
| Lankford | Vale |
| Lanning | Waggoner |
| Leath | Walker |
| Leonard | Weldon |
| London | Winfree |
| Mauritz | Wood |
| Mays | Worley |

Absent

| | |
|------------|--------------------|
| Baker | McKinney |
| Beckworth | Newton |
| Bond | Nicholson |
| Dickison | Patterson of Mills |
| Graves | Petsch |
| Heflin | Pope |
| Herzik | Prescott |
| Huddleston | Ragsdale |
| Hull | Reader |
| Jackson | Reed of Bowie |
| Kenyon | Schuenemann |
| King | Sewell |
| Loggins | Skaggs |
| Mann | Tarwater |

Absent—Excused

| | |
|-------|--------|
| Cagle | Celaya |
|-------|--------|

| | |
|------------------|-------------|
| Davis of Haskell | Keefe |
| Deglandon | Leyendecker |
| Fuchs | Little |
| Harrell | Lucas |
| Hyder | Westbrook |

The Speaker then laid House Bill No. 88 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—114

| | |
|-------------------|-------------------|
| Adkins | Jones of Angelina |
| Alexander | Jones of Atascosa |
| Amos | Jones of Falls |
| Baker | Jones of Wise |
| Bates | Keith |
| Beckworth | Kelt |
| Bell | Kenyon |
| Blankenship | Kern |
| Boethel | King |
| Bond | Knetsch |
| Boyer | Langdon |
| Bradbury | Lankford |
| Bradford | Lanning |
| Bridgers | Leath |
| Brown | Leonard |
| Burton | Loggins |
| Callan | London |
| Carssow | Mays |
| Cathey | McConnell |
| Cleveland | McCracken |
| Colquitt | McDonald |
| Davis of Haskell | McFarland |
| Davis of Jasper | McKee |
| Davison of Fisher | Metcalfe |
| Davisson | Moffett |
| of Eastland | Monkhouse |
| Dean | Morris |
| Derden | Morse |
| Dickison | Newton |
| Dollins | Nicholson |
| England | Oliver |
| Farmer | Palmer |
| Felty | Patterson |
| Fielden | of Travis |
| Fox | Petsch |
| Hamilton | Powell |
| Hankamer | Prescott |
| Hanna | Quinn |
| Harper | Ragsdale |
| Harris of Archer | Reed of Dallas |
| Harris of Dickens | Rhodes |
| Hartzog | Riddle |
| Heflin | Roark |
| Holland | Ross |
| Hoskins | Rutta |
| Howard | Settle |
| Hull | Sharpe |
| James | Simpson |
| Johnson of Ellis | Smith of Hopkins |
| Johnson | Smith |
| of Tarrant | of Matagorda |

| | |
|------------------|----------|
| Smith of Tarrant | Thornton |
| Stevenson | Vale |
| Stinson | Waggoner |
| Stocks | Walker |
| Talbert | Weldon |
| Tennant | Winfree |
| Tennyson | Wood |
| Thornberry | Worley |

Present—Not Voting

Reed of Bowie

Absent

| | |
|------------------|--------------------|
| Alsup | Mauritz |
| Broadfoot | McKinney |
| Gibson | Patterson of Mills |
| Graves | Pope |
| Harbin | Reader |
| Hardin | Russell |
| Harris of Dallas | Schuenemann |
| Herzik | Sewell |
| Huddleston | Shell |
| Jackson | Skaggs |
| Mann | Tarwater |

Absent—Excused

| | |
|-----------|-------------|
| Cagle | Keefe |
| Celaya | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |
| Hyder | |

HOUSE BILL NO. 215 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 215, A bill to be entitled "An Act creating a special Road Law for Hardeman County, Texas, authorizing the funding and refunding of items of indebtedness, outstanding on December 14, 1936, against the road and bridge fund of said County, into time warrants, prescribing the terms and conditions in reference to said time warrants, and the duties of the officers in the issuance thereof; validating an order passed by the Commissioner's Court of Hardeman County, Texas, on December 14, 1936, and the items of indebtedness described therein and authorized to be funded and refunded into time warrants; providing that this law shall be cumulative of general laws on the subject of roads and bridges and on the subject of funding and refunding warrants, when not in conflict with the provisions hereof; enacting provisions incident and relating to the subject and purpose of this

Act; repealing all laws in conflict, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 215 ON THIRD READING

Mr. Moffett moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 215 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

| | |
|-------------------|-------------------|
| Adkins | James |
| Alexander | Johnson of Ellis |
| Amos | Johnson |
| Bates | of Tarrant |
| Beckworth | Jones of Angelina |
| Bell | Jones of Atascosa |
| Blankenship | Jones of Falls |
| Boethel | Jones of Wise |
| Boyer | Keith |
| Bradbury | Kelt |
| Bradford | Kenyon |
| Bridgers | Kern |
| Brown | King |
| Burton | Knetsch |
| Callan | Langdon |
| Carssow | Lanning |
| Cathey | Leath |
| Cleveland | Leonard |
| Colquitt | Loggins |
| Davis of Haskell | London |
| Davis of Jasper | Mays |
| Davison of Fisher | McConnell |
| Davisson | McCracken |
| of Eastland | McDonald |
| Dean | McKee |
| Derden | Metcalfe |
| Dickison | Moffett |
| Dollins | Monkhouse |
| England | Morris |
| Farmer | Morse |
| Felty | Newton |
| Fielden | Nicholson |
| Fox | Oliver |
| Hamilton | Palmer |
| Hankamer | Patterson |
| Hanna | of Travis |
| Harbin | Petsch |
| Harper | Powell |
| Harris of Archer | Quinn |
| Harris of Dallas | Ragsdale |
| Harris of Dickens | Reed of Bowie |
| Hartzog | Reed of Dallas |
| Heflin | Rhodes |
| Herzik | Riddle |
| Holland | Roark |
| Hoskins | Ross |
| Howard | Russell |
| Hull | Rutta |

Settle
Sharpe
Shell
Simpson
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stevenson
Stinson
Stocks
Talbert

Tarwater
Tennant
Tennyson
Thornberry
Thornton
Vale
Waggoner
Walker
Weldon
Wood
Worley

Absent

Alsup
Baker
Bond
Broadfoot
Gibson
Graves
Hardin
Huddleston
Jackson
Lankford
Mann

Mauritz
McFarland
McKinney
Patterson of Mills
Pope
Prescott
Reader
Schuenemann
Sewell
Skaggs
Winfree

Absent—Excused

Cagle
Celaya
Deglandon
Fuchs
Harrell
Hyder

Keefe
Leyendecker
Little
Lucas
Westbrook

The Speaker then laid House Bill No. 215 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—121

Adkins
Alexander
Alsup
Amos
Baker
Bates
Beckworth
Bell
Blankenship
Boethel
Bond
Boyer
Bradbury
Bradford
Bridgers
Broadfoot
Brown
Burton
Callan
Carssow
Cathey
Cleveland

Colquitt
Davis of Haskell
Davis of Jasper
Davison of Fisher
Davisson
of Eastland
Dean
Derden
Dickison
Dollins
England
Farmer
Felty
Fielden
Fox
Gibson
Hamilton
Hankamer
Harbin
Harper
Harris of Archer
Harris of Dallas

Harris of Dickens
Hartzog
Heflin
Herzik
Holland
Hoskins
Hull
James
Johnson of Ellis
Johnson
of Tarrant
Jones of Angelina
Jones of Atascosa
Jones of Falls
Jones of Wise
Keith
Kelt
Kenyon
Kern
King
Knetsch
Langdon
Lankford
Lanning
Leath
Loggins
London
Mauritz
Mays
McCracken
McDonald
McKee
McKinney
Metcalf
Moffett
Monkhouse
Morse
Newton
Nicholson
Oliver
Palmer

Patterson
of Travis
Petsch
Pope
Powell
Prescott
Quinn
Ragsdale
Reed of Bowie
Reed of Dallas
Rhodes
Riddle
Roark
Ross
Russell
Rutta
Settle
Sharpe
Shell
Simpson
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stevenson
Stinson
Stocks
Talbert
Tarwater
Tennant
Tennyson
Thornberry
Thornton
Vale
Waggoner
Walker
Weldon
Winfree
Wood
Worley

Absent

Graves
Hanna
Hardin
Howard
Huddleston
Jackson
Leonard
Mann

McConnell
McFarland
Morris
Patterson of Mills
Reader
Schuenemann
Sewell
Skaggs

Absent—Excused

Cagle
Celaya
Deglandon
Fuchs
Harrell
Hyder

Keefe
Leyendecker
Little
Lucas
Westbrook

HOUSE BILL NO. 246 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 246, A bill to be entitled "An Act to declare a closed season on the killing of quail and dove in Haskell County for a period ending February 1st, 1940; prescribing a penalty therefor, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 246 ON THIRD READING

Mr. Davis of Haskell moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 246 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—119

| | |
|-------------------|--------------------|
| Adkins | Harris of Dickens |
| Alexander | Hartzog |
| Alsup | Heflin |
| Amos | Herzik |
| Bates | Hoskins |
| Beckworth | Howard |
| Bell | Hull |
| Blankenship | James |
| Boethel | Johnson of Ellis |
| Boyer | Johnson |
| Bradbury | of Tarrant |
| Bradford | Jones of Angelina |
| Bridgers | Jones of Atascosa |
| Broadfoot | Jones of Falls |
| Brown | Jones of Wise |
| Burton | Kelt |
| Callan | Kenyon |
| Carssow | Kern |
| Cathey | King |
| Cleveland | Langdon |
| Colquitt | Lankford |
| Davis of Haskell | Lanning |
| Davis of Jasper | Leath |
| Davison of Fisher | Leonard |
| Davisson | Loggins |
| of Eastland | London |
| Dean | Mauritz |
| Derden | Mays |
| Dickison | McConnell |
| Dollins | McCracken |
| England | McDonald |
| Farmer | McKee |
| Felty | Metcalfe |
| Fielden | Moffett |
| Fox | Monkhouse |
| Gibson | Morris |
| Graves | Morse |
| Hamilton | Newton |
| Hankamer | Nicholson |
| Harbin | Oliver |
| Hardin | Palmer |
| Harper | Patterson of Mills |
| Harris of Archer | |

| | |
|------------------|------------------|
| Patterson | Smith |
| of Travis | of Matagorda |
| Petsch | Smith of Tarrant |
| Pope | Stevenson |
| Powell | Stinson |
| Prescott | Stocks |
| Quinn | Talbert |
| Ragsdale | Tarwater |
| Reed of Bowie | Tennant |
| Reed of Dallas | Tennyson |
| Rhodes | Thornberry |
| Roark | Thornton |
| Ross | Vale |
| Rutta | Waggoner |
| Settle | Walker |
| Sharpe | Weldon |
| Shell | Winfree |
| Simpson | Wood |
| Smith of Hopkins | Worley |

Absent

| | |
|------------------|-------------|
| Baker | Mann |
| Bond | McFarland |
| Hanna | McKinney |
| Harris of Dallas | Reader |
| Holland | Riddle |
| Huddleston | Russell |
| Jackson | Schuenemann |
| Keith | Sewell |
| Knetsch | Skaggs |

Absent—Excused

| | |
|-----------|-------------|
| Cagle | Keefe |
| Celaya | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |
| Hyder | |

The Speaker then laid House Bill No. 246 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—114

| | |
|-------------|------------------|
| Adkins | Callan |
| Alexander | Carssow |
| Alsup | Cathey |
| Amos | Cleveland |
| Bates | Colquitt |
| Beckworth | Davis of Haskell |
| Bell | Davis of Jasper |
| Blankenship | Davisson |
| Boethel | of Eastland |
| Bond | Dean |
| Boyer | Derden |
| Bradbury | Dickison |
| Bradford | Dollins |
| Bridgers | England |
| Broadfoot | Farmer |
| Brown | Felty |
| Burton | Fielden |

| | |
|-------------------|--------------------|
| Fox | Moffett |
| Gibson | Monkhouse |
| Graves | Morris |
| Hamilton | Morse |
| Hankamer | Newton |
| Hanna | Nicholson |
| Harbin | Oliver |
| Hardin | Patterson of Mills |
| Harper | Patterson |
| Harris of Archer | of Travis |
| Harris of Dickens | Powell |
| Hartzog | Quinn |
| Heflin | Ragsdale |
| Herzik | Reed of Bowie |
| Hoskins | Reed of Dallas |
| Hull | Rhodes |
| James | Riddle |
| Johnson of Ellis | Ross |
| Johnson | Russell |
| of Tarrant | Rutta |
| Jones of Angelina | Settle |
| Jones of Falls | Shell |
| Jones of Wise | Simpson |
| Kelt | Smith of Hopkins |
| Kenyon | Smith |
| Kern | of Matagorda |
| King | Smith of Tarrant |
| Knetsch | Stevenson |
| Lankford | Stinson |
| Lanning | Stocks |
| Leath | Talbert |
| Leonard | Tarwater |
| Loggins | Tennant |
| London | Tennyson |
| Mauritz | Thornberry |
| Mays | Thornton |
| McConnell | Vale |
| McCracken | Waggoner |
| McDonald | Walker |
| McKee | Weldon |
| McKinney | Wood |
| Metcalfe | Worley |

Absent

| | |
|-------------------|-------------|
| Baker | Palmer |
| Davison of Fisher | Petsch |
| Harris of Dallas | Pope |
| Holland | Prescott |
| Howard | Reader |
| Huddleston | Roark |
| Jackson | Schuenemann |
| Jones of Atascosa | Sewell |
| Keith | Sharpe |
| Langdon | Skaggs |
| Mann | Winfree |
| McFarland | |

Absent—Excused

| | |
|-----------|-------------|
| Cagle | Keefe |
| Celaya | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |
| Hyder | |

HOUSE BILL NO. 268 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 268, A bill to be entitled "An Act making it unlawful to kill squirrels in Angelina and Tyler Counties, Texas, during the month of July; declaring it unlawful for any person to kill, take or have in his possession for purpose of sale any wild fox or the pelts thereof, providing that this law shall be in force for a period of two years; prescribing a penalty for the violation of the provisions of this Act; repealing all laws in conflict, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 268 ON THIRD READING

Mr. Jones of Angelina moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 268 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—120

| | |
|------------------|-------------------|
| Adkins | Farmer |
| Alexander | Felty |
| Alsup | Fielden |
| Amos | Fox |
| Baker | Gibson |
| Bates | Graves |
| Beckworth | Hamilton |
| Bell | Hankamer |
| Blankenship | Hanna |
| Boethel | Harbin |
| Bond | Hardin |
| Boyer | Harper |
| Bradbury | Harris of Archer |
| Bradford | Harris of Dallas |
| Bridgers | Harris of Dickens |
| Broadfoot | Hartzog |
| Brown | Heflin |
| Burton | Herzik |
| Callan | Holland |
| Cathey | Hoskins |
| Cleveland | Howard |
| Colquitt | James |
| Davis of Haskell | Johnson of Ellis |
| Davison | Johnson |
| of Eastland | of Tarrant |
| Derden | Jones of Angelina |
| Dickison | Jones of Atascosa |
| Dollins | Jones of Falls |
| England | Jones of Wise |

| | |
|--------------------|------------------|
| Keith | Prescott |
| Kelt | Quinn |
| Kenyon | Ragsdale |
| Kern | Reed of Bowie |
| King | Reed of Dallas |
| Knetsch | Rhodes |
| Langdon | Riddle |
| Lankford | Roark |
| Lanning | Ross |
| Leath | Russell |
| Leonard | Rutta |
| Loggins | Settle |
| London | Shell |
| Mauritz | Simpson |
| Mays | Smith of Hopkins |
| McConnell | Smith |
| McCracken | of Matagorda |
| McDonald | Smith of Tarrant |
| McKee | Stevenson |
| Metcalf | Stinson |
| Moffett | Stocks |
| Monkhouse | Talbert |
| Morris | Tarwater |
| Morse | Tennant |
| Newton | Tennyson |
| Oliver | Thornberry |
| Palmer | Thornton |
| Patterson of Mills | Vale |
| Patterson | Waggoner |
| of Travis | Walker |
| Petsch | Weldon |
| Pope | Wood |
| Powell | Worley |

Present—Not Voting

Carssow

Absent

| | |
|-------------------|-------------|
| Davis of Jasper | McKinney |
| Davison of Fisher | Nicholson |
| Dean | Reader |
| Huddleston | Schuenemann |
| Hull | Sewell |
| Jackson | Sharpe |
| Mann | Skaggs |
| McFarland | Winfree |

Absent-Excused

| | |
|-----------|-------------|
| Cagle | Keefe |
| Celaya | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |
| Hyder | |

The Speaker then laid House Bill No. 268 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—119

| | |
|-----------|-------|
| Adkins | Alsup |
| Alexander | Amos |

| | |
|-------------------|--------------------|
| Baker | Lankford |
| Beckworth | Lanning |
| Bell | Leath |
| Blankenship | Leonard |
| Boethel | Loggins |
| Bond | London |
| Boyer | Mauritz |
| Bradbury | Mays |
| Bradford | McConnell |
| Bridgers | McCracken |
| Broadfoot | McDonald |
| Brown | McKee |
| Burton | McKinney |
| Callan | Metcalf |
| Cathey | Moffett |
| Cleveland | Monkhouse |
| Davis of Jasper | Morris |
| Davison of Fisher | Morse |
| Davison | Newton |
| of Eastland | Nicholson |
| Derden | Oliver |
| Dickson | Palmer |
| Dollins | Patterson of Mills |
| England | Patterson |
| Farmer | of Travis |
| Felty | Pope |
| Fielden | Powell |
| Fox | Prescott |
| Gibson | Quinn |
| Graves | Ragsdale |
| Hamilton | Reed of Bowie |
| Hankamer | Reed of Dallas |
| Hanna | Rhodes |
| Harbin | Riddle |
| Hardin | Roark |
| Harper | Ross |
| Harris of Archer | Russell |
| Harris of Dallas | Rutta |
| Harris of Dickens | Settle |
| Hartzog | Sharpe |
| Herzik | Shell |
| Holland | Simpson |
| Hoskins | Smith of Hopkins |
| Howard | Smith |
| Hull | of Matagorda |
| James | Smith of Tarrant |
| Johnson of Ellis | Stevenson |
| Johnson | Stinson |
| of Tarrant | Talbert |
| Jones of Angelina | Tarwater |
| Jones of Atascosa | Tennant |
| Jones of Falls | Tennyson |
| Jones of Wise | Thornton |
| Keith | Vale |
| Kelt | Waggoner |
| Kenyon | Weldon |
| Kern | Winfree |
| King | Wood |
| Knetsch | Worley |
| Langdon | |

Present—Not Voting

Carssow

| | | | |
|-----------------------|-------------|---------------------------|--------------------|
| Absent | | Farmer | Metcalf |
| Bates | Petsch | Felty | Moffett |
| Colquitt | Reader | Fielden | Monkhouse |
| Dean | Schuenemann | Fox | Morris |
| Heflin | Sewell | Gibson | Morse |
| Huddleston | Skaggs | Graves | Newton |
| Jackson | Stocks | Hamilton | Nicholson |
| Mann | Thornberry | Hankamer | Oliver |
| McFarland | Walker | Hanna | Palmer |
| | | Harbin | Patterson of Mills |
| Absent—Excused | | Hardin | Patterson |
| Cagle | Hyder | Harper | of Travis |
| Celaya | Keefe | Harris of Archer | Petsch |
| Davis of Haskell | Leyendecker | Harris of Dallas | Pope |
| Deglandon | Little | Harris of Dickens | Powell |
| Fuchs | Lucas | Hartzog | Quinn |
| Harrell | Westbrook | Heflin | Ragsdale |
| | | Herzik | Reed of Dallas |
| | | Holland | Rhodes |
| | | Hoskins | Riddle |
| | | Howard | Roark |
| | | James | Ross |
| | | Johnson of Ellis | Russell |
| | | Johnson | Rutta |
| | | of Tarrant | Settle |
| | | Jones of Angelina | Shell |
| | | Jones of Atascosa | Simpson |
| | | Jones of Wise | Smith of Hopkins |
| | | Keith | Smith |
| | | Kelt | of Matagorda |
| | | Kenyon | Smith of Tarrant |
| | | Kern | Stevenson |
| | | King | Stinson |
| | | Knetsch | Stocks |
| | | Langdon | Talbert |
| | | Lankford | Tarwater |
| | | Lanning | Tennant |
| | | Leath | Tennyson |
| | | Leonard | Thornberry |
| | | Loggins | Thornton |
| | | London | Vale |
| | | Mays | Waggoner |
| | | McConnell | Weldon |
| | | McCracken | Wood |
| | | McDonald | Worley |
| | | McKee | |
| | | Present—Not Voting | |
| | | Carssow | |
| | | Absent | |
| | | Baker | Prescott |
| | | Dean | Reader |
| | | Huddleston | Reed of Bowie |
| | | Hull | Schuenemann |
| | | Jackson | Sewell |
| | | Jones of Falls | Sharpe |
| | | Mann | Skaggs |
| | | Mauritz | Walker |
| | | McFarland | Winfree |
| | | McKinney | |
| | | Absent—Excused | |
| | | Cagle | Deglandon |
| | | Celaya | Fuchs |

HOUSE BILL NO. 276 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 276, A bill to be entitled "An Act making it unlawful to kill quail in Garza County, Texas; providing the Act shall be in force for a period of two years; repealing all laws in conflict; providing a penalty for the violation of this Act, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 276 ON THIRD READING

Hr. Harris of Dickens moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 276 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

| | |
|-------------|-------------------|
| Adkins | Brown |
| Alexander | Burton |
| Alsup | Callan |
| Amos | Cathey |
| Bates | Cleveland |
| Beckworth | Colquitt |
| Bell | Davis of Haskell |
| Blankenship | Davis of Jasper |
| Boethel | Davison of Fisher |
| Bond | Davisson |
| Boyer | of Eastland |
| Bradbury | Derden |
| Bradford | Dickison |
| Bridgers | Dollins |
| Broadfoot | England |

Harrell
Hyder
Keefe
Leyendecker

Little
Lucas
Westbrook

The Speaker then laid House Bill No. 276 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—120

| | |
|-------------------|--------------------|
| Adkins | Jones of Atascosa |
| Alexander | Jones of Falls |
| Alsup | Jones of Wise |
| Amos | Keith |
| Bates | Kelt |
| Beckworth | Kenyon |
| Bell | Kern |
| Blankenship | King |
| Boethel | Knetsch |
| Bond | Langdon |
| Boyer | Lankford |
| Bradbury | Lanning |
| Bradford | Leath |
| Bridgers | Leonard |
| Broadfoot | Loggins |
| Brown | London |
| Burton | Mays |
| Callan | McConnell |
| Cleveland | McCracken |
| Colquitt | McDonald |
| Davis of Jasper | McKee |
| Davisson | McKinney |
| of Eastland | Metcalfe |
| Dean | Moffett |
| Derden | Monkhouse |
| Dickison | Morris |
| Dollins | Morse |
| England | Newton |
| Farmer | Nicholson |
| Felty | Oliver |
| Fielden | Palmer |
| Fox | Patterson of Mills |
| Gibson | Patterson |
| Graves | of Travis |
| Hamilton | Petsch |
| Hankamer | Pope |
| Hanna | Powell |
| Harbin | Prescott |
| Hardin | Quinn |
| Harper | Ragsdale |
| Harris of Archer | Reed of Bowie |
| Harris of Dallas | Reed of Dallas |
| Harris of Dickens | Rhodes |
| Hartzog | Riddle |
| Heflin | Roark |
| Herzik | Ross |
| Howard | Russell |
| James | Rutta |
| Johnson of Ellis | Settle |
| Johnson | Sharpe |
| of Tarrant | Shell |
| Jones of Angelina | Simpson |

Skaggs
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stevenson
Stinson
Stocks
Talbert
Tarwater

Tennant
Tennyson
Thornberry
Thornton
Vale
Waggoner
Weldon
Winfree
Wood
Worley

Present—Not Voting

Carssow

Absent

| | |
|-------------------|-------------|
| Baker | Mann |
| Cathey | Mauritz |
| Davison of Fisher | McFarland |
| Holland | Reader |
| Hoskins | Schuenemann |
| Huddleston | Sewell |
| Hull | Walker |
| Jackson | |

Absent-Excused

| | |
|------------------|-------------|
| Cagle | Hyder |
| Celaya | Keefe |
| Davis of Haskell | Leyendecker |
| Deglandon | Little |
| Fuchs | Lucas |
| Harrell | Westbrook |

RELATIVE TO HOUSE BILLS
NOS. 33 AND 88

Mr. Felty asked unanimous consent of the House, that the caption of House Bill No. 33, be amended to conform to all changes and with the body of the bill.

There was no objection offered and it was so ordered.

Mr. Harper asked unanimous consent of the House, that the caption of House Bill No. 88, be amended to conform to all changes and with the body of the bill.

There was no objection offered, and it was so ordered.

ADJOURNMENT

On motion of Mr. Mauritz, the House at 12:20 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Agriculture: House Simple Resolution No. 30.

Appropriations: House Bill No. 353.

Criminal Jurisprudence: House Bills Nos. 76, 115, 116 and 120.

Education: House Bills Nos. 38, 317, 323 and 394.

Insurance: House Bills Nos. 66, 94, 213 and 214.

Labor: House Bill No. 161.

Live Stock and Stock Raising: House Bill No. 395.

Oil, Gas and Mining: House Bill No. 9.

Public Health: House Bill No. 36.

State Affairs: House Bills Nos. 359 and 360; House Concurrent Resolution No. 18.

The following committees have filed adverse reports on bills and resolution as follows:

Criminal Jurisprudence: House Bill No. 142.

Education: House Simple Resolution No. 47.

Insurance: House Bills Nos. 117 and 118.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, February 3, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 167, A bill to be entitled "An Act to provide for the licensing of certain persons connected with race tracks; providing for residential requirements; providing authority to deny and revoke licenses; providing penalties and repealing all laws in conflict herewith, and providing an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

SIXTEENTH DAY

(Friday, February 5, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker

Adkins

Alexander

Alsup

Amos

Baker

Bates

Beckworth

Bell

Blankenship

Boethel

Bond

Boyer

Bradbury

Bradford

Bridgers

Broadfoot

Brown

Burton

Callan

Carsow

Cathey

Celaya

Cleveland

Colquitt

Davis of Haskell

Davis of Jasper

Davison of Fisher

Davisson

of Eastland

Dean

Deglandon

Derden

Dickison

Dollins

England

Farmer

Felty

Fielden

Gibson

Graves

Hamilton

Hankamer

Hanna

Harbin

Hardin

Harper

Harris of Archer

Harris of Dallas

Harris of Dickens

Hartzog

Heflin

Herzik

Holland

Hoskins

Howard

Huddleston

Hull

Hyder

Jackson

James

Johnson of Ellis

Johnson

of Tarrant

Jones of Angelina

Jones of Atascosa

Jones of Falls

Jones of Wise

Kelt

Kenyon

Kern

King

Knetsch

Langdon

Lankford

Lanning

Leath

Leonard

Loggins

London

Mann

Mauritz

Mays

McConnell

McCracken

McDonald

McFarland

McKee

McKinney

Metcalf

Moffett

Monkhouse

Morris

Morse

Newton

Nicholson

Oliver

Palmer

Patterson of Mills

Patterson

of Travis

Petsch

Powell

Prescott

Quinn

Ragsdale

Reader

Reed of Bowie

Reed of Dallas

Rhodes

Riddle

Roark

Ross

Russell

Rutta

Schuenemann

Settle

Sewell

Sharpe

Shell

Simpson

Skaggs